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Attorney Docket No. PNL21172

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Kenneth J. SUSNJARA

Group Art Unit: 3622

Serial No.: 09/872,335

Examiner: R. Alvarez

Filed: June 2, 2001

Confirmation No. 2887

For: METHOD OF MARKETING AND ADVERTISING
COMPONENT PRODUCTS USED IN THE
PRODUCTION OF COMPOSITE PRODUCTS

REQUEST FOR RECONSIDERATION

Commissioner of Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the communication of March 20, 2006, Applicant respectfully requests reconsideration of the rejection of Applicant's claims in view of the following remarks.

Claims 1, 5-7 and 26 stand rejected under 35 USC § 102(e) as allegedly being anticipated by Carlin (U.S. Published Patent Application No. 2002/009358), while claims 2-4, 8-25 and 27-59 stand rejected as deemed to be obvious in view of the same reference. Applicant notes, however, that such reference has a filing date of February 20, 2002, i.e., after the filing date of the present application. Although Carlin claims priority from U.S. Application No. 09/643,507 and the '507 Application has a filing date of August 22, 2000, Carlin is only afforded a § 102(e) date of August 22, 2000 for the subject matter it shares with the '507 Application. However, the Office Action relies upon subject matter not disclosed by the '507 Application. For example, the paragraphs of Carlin listed on pages 3 and 4 all recite subject matter not found in the '507 Application.

Thus, since the rejection relies on subject matter not found in the '507 Application, i.e., subject matter added by the filing of Carlin, the cited reference is entitled only to its filing date, i.e., February 20, 2002 for the subject matter being relied upon by the Office Action. Since the